

Cofield, Alex A.

From: Kelsey, Mark
Sent: Tuesday, June 25, 2013 4:26 PM
To: Crawford, Thomas L.
Cc: Austin, Patti A.; Bell, Timothy A.; Bowman, Randall; Cordetti, Steven R.; Crabill, Melanie J.; Figley, Russ U.; Gallagher, Jennifer L.; Giffin, Benjamin M.; Johnson, Daniel L.; Lewis, William A.; Lundine, Mark A.; Miller Jr, Richard A.; O'Callaghan, Timothy L.; Palmer, Tierra L.; Parks, Duane M.; Roberts, Doug; Robinson, Valuise E.; Stephens, Thomas H.; Tilton, Rick C.; Wentzel, Steve J.; Zahran, Hassan Y.; Cofield, Alex A.; Dillard, Curtis W.; Bauman, Max A
Subject: RE: RECOMMENDATION: Resurfacing -- Resurfacing 2013 Project 3

I approve of the recommended contractor for award

From: Crawford, Thomas L.
Sent: Tuesday, June 25, 2013 3:41 PM
To: Kelsey, Mark
Cc: Austin, Patti A.; Bell, Timothy A.; Bowman, Randall; Cordetti, Steven R.; Crabill, Melanie J.; Figley, Russ U.; Gallagher, Jennifer L.; Giffin, Benjamin M.; Johnson, Daniel L.; Lewis, William A.; Lundine, Mark A.; Miller Jr, Richard A.; O'Callaghan, Timothy L.; Palmer, Tierra L.; Parks, Duane M.; Roberts, Doug; Robinson, Valuise E.; Stephens, Thomas H.; Tilton, Rick C.; Wentzel, Steve J.; Zahran, Hassan Y.; Cofield, Alex A.; Dillard, Curtis W.; Bauman, Max A
Subject: RECOMMENDATION: Resurfacing -- Resurfacing 2013 Project 3

TO: Mark Kelsey
Director of Public Service

FROM: Thomas L. Crawford
Capital Fiscal Manager

PROJECT: Resurfacing - Resurfacing 2013 Project 3
C.I.P. No. 530282-932013

DATE: June 21, 2013

This memorandum is a recommendation for construction contractor selection and processing the construction legislation for the Resurfacing - Resurfacing 2013 Project 3 project.

Project Scope:

The work for this project consists of: repairing and resurfacing 25 city streets and constructing 198 ADA curb ramps along those streets, including High Street from Fulton Street to Nationwide Boulevard in downtown Columbus and also includes the constructing of intersection tables at various intersections within the Hilltop area. The work consists of milling the existing pavement, overlaying with new and doing such other work incidental thereto, all in accordance with the reference drawings and specifications.

Fiscal Impact: Source of funds is 2013 Department of Public Service Bond Funds.

The bid documents included SP-146 which states, "It is the City's intent to fully utilize the available funding provided to its Resurfacing Program within the approved Capital Improvements Budget. Therefore, the City reserves the right to increase or decrease the base contract amount, up to or down to a maximum of \$9,322,072.00. The total amount of the work and other incidentals will not exceed the total amount of the contract (maximum of \$9,322,072.00). In the event that the City does add streets to the original list in order to use the remaining available funds, the contractor shall be bound by all bid specifications and other terms and conditions contained in this contract document. The contract will be awarded to the lowest (determined by the

base bid, not including additional funds to equal the maximum of \$9,322,072.00), responsive and responsible and best bidder per Columbus City Code Section 329.

Total construction : \$9,322,072.00.
 Total inspection: \$1,025,427.92
 Grand Total : \$10,347,499.92

The funding splits for the Resurfacing 2013 Project 3 legislation, including inspection are:
 DPS (Design and Construction) = \$10,183,750.61 (\$9,173,208.99 + \$1,010,541.62).
 DPS (DOMO) = \$163,749.31 (\$148,863.01 + \$14,886.30).

Schedule: Bids were opened June 20, 2013; estimated Council date is July 15, 2013; estimated NTP date is August 7, 2013. The contract has a completion date of June 28, 2014.

Engineer's Estimate: \$7,968,912.37

Bidding Information:

| <u>Bidder</u> | <u>Bid Amount</u> |
|---------------------------------|--|
| The Shelly Co. | \$8,842,134.62(submitted bid was over by \$7,500.00) |
| Shelly and Sands, Inc. | \$8,950,090.46 |
| Kokosing Construction Co., Inc. | \$10,603,485.33 |

Contract Compliance Information:

Percentages have been corrected, if needed, using the sub-contractor amounts listed in the proposals.

| <u>Status</u> | <u>Company</u> | <u>CC Number</u> | <u>MBE/FBE/ Majority</u> | <u>Percentage</u> | <u>Active? y/n</u> | <u>Expiration Date</u> | <u>Type of Work</u> |
|---------------|-----------------------------------|------------------|--------------------------|-------------------|--------------------|------------------------|-----------------------|
| Prime | The Shelly Co. | 311279704 | MAJ | 48.85% | Y | 3/13/15 | Asphalt Paving |
| | Griffin Pavement Striping | 311339626 | MAJ | 3.44% | Y | 6/19/14 | Pavement Striping |
| | WL Markers | 311657131 | MAJ | 0.54% | Y | 4/10/14 | RPM's |
| | American Pavements, Inc. | 311409601 | MAJ | 1.49% | Y | 12/6/13 | SAMI/Sawing & Sealing |
| | Strawser Paving Company, Inc. | 314412354 | MAJ | 9.57% | Y | 1/25/15 | Pavement Milling |
| | Shelly & Sands | 314351261 | MAJ | 30.98% | Y | 1/23/14 | Concrete |
| | Complete General Construction Co. | 314366382 | MAJ | 4.13% | Y | 11/1/13 | Electrical |
| | Paul Peterson Company | 314404549 | MAJ | 0.11% | Y | 4/5/15 | Signage |
| | Decker Construction Co. | 310983557 | MAJ | 0.89% | Y | 2/3/14 | Sawing & Sealing |
| Prime | Shelly and Sands, Inc. | 314351261 | MAJ | 86.27% | Y | 1/23/14 | Heavy Highway |
| | Boca | 341243529 | MAJ | 3.06% | N | 7/1/12 | Milling |

| | | | | | | | |
|--------------|--|------------------|------------|---------------|----------|----------------|---|
| | Construction Inc. | | | | | | |
| | Lionel Construction Company | 311364209 | AFA | 1.68% | Y | 2/28/14 | Concrete/Paving |
| | WL Markers | 311657131 | MAJ | 0.53% | Y | 4/10/14 | RPM |
| | Complete General Construction | 314366382 | MAJ | 3.96% | Y | 11/1/13 | Electric |
| | Griffin Pavement Striping | 311339626 | MAJ | 3.36% | Y | 6/19/14 | Striping |
| | MS Trucking | 311644413 | FBE | 1.14% | Y | 8/29/14 | Haul |
| Prime | Kokosing Construction Co., Inc. | 311023518 | MAJ | 67.50% | Y | 2/14/14 | Heavy Highway |
| | Griffin Pavement Striping | 311339626 | MAJ | 2.85% | Y | 6/19/14 | Striping |
| | WL Markers | 311657131 | MAJ | 0.45% | Y | 4/10/14 | RPM's |
| | Environmental Management, Inc. | 311386050 | MAJ | 25.01% | Y | 3/22/15 | Brick Crosswalk/Brick ADA Ramp Removal & Installation |
| | American Pavements, Inc. | 311409601 | MAJ | 1.24% | Y | 12/6/13 | SAMI/Sawing & Sealing |
| | Miller Cable Co. | 341577801 | MAJ | 2.96% | Y | 7/30/14 | Electrical |

Bid Evaluation:

An evaluation of the submitted proposal and a search of the internet information sites revealed the following anomaly: the prime contractor is only performing 48.85% of the contract instead of 50.00%. Section 108.01 of the 2012 CMS states: "The Contractor must perform work amounting to not less than 50 percent of the Contract Sum with its own organization, unless otherwise approved by the Director."

Recommendation:

With reference to bids received on June 20, 2013, I wish to make the following recommendation for the subject improvement:

The Director approve the prime contractor subcontracting more than 50 percent of this job, as the Director is allowed to do according to Section 108.01 of the 2012 CMS.

Award is made to the lowest responsive, responsible and best bidder, The Shelly Co., for their bid of \$8,842,134.62, which is \$873,222.25 over the Engineer's estimate of \$7,968,912.37.

The Shelly Co. did complete the Construction Contract Subcontractor Report. Six of the subcontractors contacted were chosen to be subcontractors on the project.

Please respond to this e-mail indicating approval of the recommended contractor – The Shelly Co. – or approval of another contractor. If you approve another contractor please provide an explanation.

Legislative Action:

Emergency action is requested.

Tom Crawford
Fiscal Manager



DEPARTMENT OF
PUBLIC SERVICE

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